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The Administrative Record Staff



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION VIII

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Ref: 8HNM-FF

Mr. Steve Slaten, IAG Coordinator
 Department of Energy
 Rocky Flats Office
 P.O. Box 928
 Golden, CO 80402-0928

AUG 19 1994

Re: OU 2, 3, 5, & 6 Schedules

Dear Mr. Slaten:

EPA and CDPHE have reviewed the schedules submitted for OU 2, 3, 5, and 6 in your July 8 and July 15, 1994, letters. While we are disappointed to see that significantly shorter schedules could not be achieved through streamlining, we see no advantage in a prolonged debate over this issue. Thus, we are hereby approving the schedules as submitted. IAG milestones for submittal of the Draft and Final RI reports to EPA and CDPHE are now as follows:

	Draft	Final
OU 2 RI Report	May 30, 1995	Sept 21, 1995
OU 3 RI Report	Oct. 30, 1995	July 11, 1996
OU 5 RI Report	July 21, 1995	Jan. 17, 1996
OU 6 RI Report	June 21, 1995	Dec. 21, 1995

We are granting these extensions with the understanding that the schedules submitted incorporate all impacts of the stop work order, the resulting agreement on Risk Assessment methodologies and implementation of that agreement for the subject OUs. No further schedule extensions pursuant to these issues will be considered.

In the case of OU 2, Stipulated Penalties under the IAG we're accruing when the stop work order was issued, and such accrual was to resume upon lifting of the stop work and continue until delivery of the RI report. Under the circumstances, we will consider all outstanding penalties for the OU 2 RI report to be covered by the Settlement Agreement and State Order signed by all parties in July, 1994. Further penalties for non-delivery of the OU 2 RI report shall not be assessed until and unless the milestones set herein are violated.



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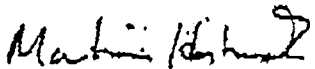
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For OU 5, we recognize that schedule changes to accommodate additional field work authorized under Technical Memorandum #15 may be necessary. These will be considered on their merits and should be documented and submitted in a separate request for extension, if necessary.

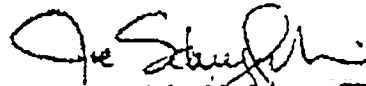
EPA notes that the schedules submitted are not reflected in the Activity Data Sheets or the Basis of Estimate information submitted in support of the IAG negotiations. We would appreciate an explanation of how and when this discrepancy will be reconciled, and what impact that may have on the current ER baseline and budget information.

If you have questions or would like to discuss the progress of these efforts, please call.

Sincerely,



Martin Hestmark, EPA
Manager
Rocky Flats Project



Joe Schieffelin, CDPER
Rocky Flats IAG
Unit Leader

cc: Shirley Olinger, DOE
Scott Grace, DOE
Jen Pepe, DOE
Peter Ornstein, EPA-ORC